IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGEMENT NO.811 OF 2003
IN
SUMMARY SUIT NO.804 OF 2003

Mahendrakumar N. Gandhi Plaintiff

versus

Harmukhlal C. Shah Defendant

S.N.Fadia for plaintiff.

Jayant Gaikwad i/by Ajay Khandhar for defendant.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 22nd June 2005

PC :

1. Mr.Fadia appearing for the plaintiff and Mr.Jayant Gaikwad instructed by Mr.Ajay Khandhar appearing for defendant tender consent terms. Same are taken on record and marked "X" for identification.

2. Consent terms which are signed by the parties as well as their advocates record agreed terms. The defendants have agreed to submit to an admission decree for admission in the sum mentioned in the terms. They have also agreed to

make payment of the sum in monthly instalments as further agreed. They have handed over cheques as agreed to the plaintiffs. Consequences of the cheques not being honoured or default in payment of the aforesaid amounts otherwise are also set out inasmuch as they agree that a decree for entire amount would follow.

3. Order in terms of consent terms. Suit stands disposed off. In the light of disposal of suit, summons for judgement also stand disposed off.

(S.C.DHARMADHIKARI, J.)